

REMARKS

Claim Changes

Claim 1 is amended to incorporate the subject matter of claim 2; claim 2 is canceled. These changes are based at least on FIG. 4 and the accompanying description on page 5 lines 23 - 25 of the specification as filed. Thus, no new matter is added.

Claims 4 and 5 are amended to be consistent with claim 1 as amended.

No amendment made is related to the statutory requirements of patentability unless expressly stated herein. No amendment is made for the purpose of narrowing the scope of any claim, unless Applicant had argued herein that such amendment is made to distinguish over a particular reference or combination of references. Any remarks made herein with respect to a given claim or amendment is intended only in the context of that specific claim or amendment, and should not be applied to other claims, amendments, or aspects of Applicant's invention.

Rejection of Claims 1 and 10 under 35 U.S.C. § 103 (a) as being unpatentable over US 6,434,337 (Misawa) in view of US 6,850,781 (Goto)

Applicant has amended the claims to clarify the invention. Applicant therefore respectfully requests reconsideration of the rejection of claims 1 and 10 under 35 U.S.C. § 103(a) as being unpatentable over Misawa in view of Goto as herein amended.

The Office Action on page 3 states that, “[w]ith respect to claims 3, 4, 7 and 8, Misawa and Goto disclose the invention of claims 1 and 10, as set forth above, however does not disclose that the device is capable to detecting whether the power source has been decoupled since the device was turned off or the device was turned on.”

Applicant respectfully submits that the combination of Misawa and Goto does not teach or suggest all the claim limitations as set forth in independent claim 1, as amended. Specifically, independent claim 1 recites “wherein the portable electronic device is capable of detecting whether the power source has been decoupled since a last time the device was turned off”, which are not taught or suggested in the combination of Misawa and Goto.

The Office Action purports to find the missing limitation in Kabe and states that, “Kabe discloses that the device is capable of detecting ... power source that has been decoupled since the device is turned off ... or when the device is turned on ... When the inputted information comprises rejection The safety information, the device turns off.” Applicant respectfully disagrees with the Office Action. Kabe in FIG. 1, 14, Col. 3, lines 65 – 67 describes a power-on detection unit and states that, “[p]ortable terminal device 8 includes ... a power-on detection unit 14 detecting power-on of mobile telephone terminal device 12 in response to data adapter activate signal 42 applied from mobile telephone terminal device 12 and a signal on a signal line 44 to apply a power-on signal 46 to portable terminal unit.” Kabe also describes that the portable terminal unit has the function of being powered on in response to power-on signal even when in the power-off status. Kabe in col. 2, lines 51 – 55, also describes that the power-on detection unit is a logic circuit including a voltage detection unit monitoring data adapter activate signal to output a signal indicating whether power of portable telephone terminal device is on or not. Power-on detection unit also comprises a connection status detection unit, an inverter, and an AND gate. The connection status detection unit detects that whether a connector is connected to the mobile telephone terminal device. Kabe, col. 2, lines 55 – 57. In contrast, Applicant describes the portable electronic device which is capable of detecting whether the power source has been decoupled since the device was turned off. Applicant fails to see how Kabe’s power-on detection unit discloses “wherein the portable electronic device is capable of detecting whether the power source has been decoupled since a last time the device was turned off.”

Kabe's power-on detection unit is configured to detect the whether the power of the mobile terminal device is on or not, and also to detect whether a connector is connected to the mobile terminal. Kabe does not describe that power-on detection unit may be capable to detect whether the power source has been decoupled since the device was turned off. The power-on detection unit is embedded in a portable terminal device which is connected to the mobile terminal device via a connector. Kabe does not provide any motivation to configure the power-on detection unit to detect whether the power source being used in the mobile terminal device has been decoupled since the device was turned off.

Since Misawa, Goto, and Kabe, either individually or in combination, fail to disclose Applicant's claimed invention as claimed in independent claim 1 (as amended), Applicant respectfully requests withdrawal of the rejection of claims 1 and 10 under 35 USC 103(a). Applicant requests that claims 1 and 10 now be passed to allowance.

Rejection of Claims 3 - 9 under 35 U.S.C. § 103 (a) as being unpatentable over US
6,434,337 (Misawa) and US 6,850,781 (Goto) in view of Kabe (US 6,397,089)

Dependent claims 4 - 9 depend from, and include all the limitations of independent claim 1, as amended. Therefore, Applicant respectfully requests the reconsideration of dependent claims 4 – 9 and requests withdrawal of the rejection.

Conclusion

Applicant respectfully requests that a timely Notice of Allowance be issued in this case. Such action is earnestly solicited by the Applicant. Should the Examiner have any questions, comments, or suggestions, the Examiner is invited to contact the Applicant's attorney or agent at the telephone number indicated below.

Please charge any fees that may be due to Deposit Account 502117, Motorola, Inc.

Respectfully submitted,

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